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#### PATENT APPLICATION

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q78505

Talao KUWABARA

pln. No.: 10/714,846

Group Art Unit: 2622

Confirmation No.: 3166

Examiner: NOT YET ASSIGNED

Filed: November 18, 2003

For: IMAGE DATA CREATING METHOD AND APPARATUS

STATEMENT UNDER 37 C.F.R. § 1.704(d)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was cited in a communication from a foreign patent office in a counterpart foreign application, and that the communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of said Information Disclosure Statement.

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washington office 23373 customer number

Date: August 19, 2004

Respectfully submitted,

Darryl Mexic

Registration No. 23,063



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## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents, other than any U.S. patents and patent publications, is submitted herewith. Also, enclosed is a European Office Action in a corresponding European Patent Application, citing the references enclosed with this IDS.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/714,846

Attorney Docket No.: Q78505

under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required. Nevertheless, since a

statement can be made, a statement is submitted herewith.

The present Information Disclosure Statement is being filed thirty days or fewer from the

communication from a foreign patent office and a Statement Under 37 C.F.R. §1.704(d) is

attached.

The submission of the listed documents is not intended as an admission that any such

document constitutes prior art against the claims of the present application. Applicant does not

waive any right to take any action that would be appropriate to antedate or otherwise remove any

listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue

Respectfully submitted

Registration No. 23,063

Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any

overpayments to said Deposit Account.

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23373

CUSTOMER NUMBER

Date: August 19, 2004

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Substitute for Form 1449 A & B/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

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Sheet		1	of	1	

Complete if Known					
Application Number	10/714,846				
Confirmation Number	3166				
Filing Date	November 18, 2003				
First Named Inventor	Takao KUWABARA				
Art Unit	2622				
Examiner Name	NOT YET ASSIGNED				
Attorney Docket Number	Q78505				

U.S. PATENT DOCUMENTS						
Examiner Cite Initials* No.	Cito	Document Number		Publication Date		
		Number	Kind Code <sup>2</sup> (if known)	MM-DD-YYYY	Name of Patentee or Applicant of Cited Documen	
		US 5,373,347	Α	12/13/1994	Shaklee et al.	
		US 6,385,349	B1	5/7/2002	Тео	
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FOREIGN PATENT DOCUMENTS							
Cite	Foreign Patent Document			Publication Date	Name of Patentee or		
No.1	Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Translation <sup>6</sup>	
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	Cite No. <sup>1</sup>	No.1 Country	Cite No. 1  Country Code 3  Number 4	Cite No. 1  Country Code 2  Number 4  Kind Code 3  (if known)	Cite No. 1 Country Code 3 Number 4 Kind Code 5 (if known) Publication Date MM-DD-YYYY	Cite No. 1	

	NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.			
		Japanese Abstract No. 63 048054, dated February 29, 1988			
		Japanese Abstract No. 63 048052, dated February 29, 1988			
	•		****		

Examiner Signature	Date Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.